

To: william Burg[Wburg@GNBCsupply.com]; Len[bowlen300@aol.com];
greg@rapidsbowlingcenter.com[greg@rapidsbowlingcenter.com]
From: Daly, Eric
Sent: Fri 5/20/2016 12:23:36 AM
Subject: USEPA Removal Site-Niagara Falls Boulevard-May 31, 2016

Good Evening;

I was able to get verbal approval for funding to start up our work at Niagara Falls Boulevard. Due to the timing of getting my contractors in place and the necessary planning, we are rescheduling our mobilization date to May 31st.

I would like to schedule a phone conference with you both on Tuesday if you are available. I will also put together some visuals for you to review simultaneously via Adobe Connect if you are able to call while on a computer.

Please let me know and I will set up the meeting info.

Regards,

Eric

"We must, indeed, all hang together, or assuredly we shall all hang separately", Benjamin Franklin
Eric M. Daly
On-Scene Coordinator/Radiological Response Specialist
US Environmental Protection Agency- Region II

ERRD/RPB/PPS
2890 Woodbridge Avenue
Edison, NJ 08837
daly.eric@epa.gov
732-321-4350

On May 14, 2016, at 12:15 PM, Daly, Eric <Daly.Eric@epa.gov> wrote:

Good Afternoon :

I wanted to give you an update on the Niagara Falls Boulevard Site Removal Action. We received a verbal funding authorization yesterday afternoon to

start the removal work at the Site. We will mobilize at the Site on May 24, 2016.

I have attached a draft fact sheet. We will finalize and send the fact sheet to local politicians and eventually the surrounding business, school and communities.

I have attached a preliminary boundary survey figure that shows the ownership for the surrounding parcels. The Weber property and First Assembly of God Church are part of the Site. I will be in contact with them as well.

Initially, we will be clearing the above ground vegetation and thoroughly performing gamma surveys in specific sections of the wooded area (Weber property). Once we clear areas and survey, we will utilize the wooded area as staging of our equipment and the excavated material. That way we will not be in the public accessible areas at all unless we are performing active work. We will need to have that set up prior to removing the material from the GNBC office and warehouse areas.

While we are clearing the woods, we will start building the additional room in the Sawdust room as described previously. Once that room is complete our crew will relocate your materials in the front office under your guidance. After that the proposed work is:

- Indoor utility mark out (This may be accomplished prior to the 24th if possible)
- Properly shut off electrical to GNBC office area and two warehouse areas
- Properly cap off plumbing services to GNBC office area and two

warehouse areas.

- Possibly start demolition of front office non load bearing walls on Wednesday, May 25, 2016.

- **Plan to jackhammer front office concrete flooring on Sunday, May 29, 2016.** Perform as much of the jack hammer operations in two warehouse areas on May 29th during off hours.

- Excavate and stage contaminated soil in designated staging area.

I have attached the structural evaluation that we had performed on our last visit.

Please let me know if you have any questions. Thanks

Regards,

Eric

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From: Daly, Eric

Sent: Thursday, April 21, 2016 12:43 PM

To: Matthew Weber <mtweber@nycourts.gov>

Subject: Re: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

Hi Matthew:

I hope your surgery went well and recovery is smooth. I am in Niagara for the next two weeks. Mostly in Lewiston for assessment work. However, we will finish the property survey this Wednesday at Niagara Falls Boulevard property and yours. All information will be forwarded to your attention once I receive.

We will create a fact sheet prior to us doing any obvious disruptive work. You will know when I know. The surrounding area including the mobile home park will be given the fact sheet a week or so prior by our public affairs official. I know our public affairs official met with the head of the mobile home park and she/he will distribute the fact sheets.

Thanks

Regards,

Eric

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On Apr 21, 2016, at 9:34 AM, Matthew Weber <mtweber@nycourts.gov> wrote:

Hi Eric:

On the morning that you sent this e-mail I was having outpatient surgery to reconstruct the ACL in my left knee. I am now back to work while completing rehab/PT. I understand that things are moving forward. FYI, my family has an interest in the Cayuga Village Mobile Home Park, so we are aware that the various neighbors are being notified of the upcoming work.

Thanks,

Matt

Matthew T. Weber, Esq.

Sr. Court Attorney

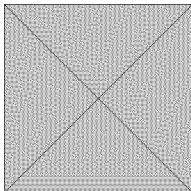
Niagara County Surrogate's Court

175 Hawley Street

Lockport, New York 14094

(716)280-6461

mtweber@nycourts.gov



From: Daly, Eric [<mailto:Daly.Eric@epa.gov>]
Sent: Wednesday, March 30, 2016 1:49 PM
To: Matthew Weber <mtweber@nycourts.gov>
Subject: USEPA Removal Site-Niagara Falls Boulevard/Weber Property
Importance: High

Good Afternoon Matthew:

Below are some highlights/planned site visits for NFB Site.

•□□□□□□ NFB

- o On March 18, 2016, I submitted an Action Memo to management for finalization. Once approved and funded, we can move forward with the removal actions at the Niagara Falls Boulevard Site. The first activity will be addressing the contamination below the floor in the front office area of one of the buildings.
- o Next week on **April 5, 2016**, I will oversee a property boundary survey at the Site in order to identify property owners and physical parcel boundaries of the Site (Pimm/Weber properties). This will most likely take two days.

Please let me know if you have any questions. If you would like to meet while I am at the Site or anyone else who represents the property, please let me know. If not, this is just a FYI.

Thanks

Regards,

Eric

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From: Matthew Weber [<mailto:mtweber@nycourts.gov>]

Sent: Tuesday, March 15, 2016 12:45 PM

To: Daly, Eric <Daly.Eric@epa.gov>

Subject: RE: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

I don't think I need anything at this time. Maybe a heads-up if there is something interesting found after April 18th. Thanks.

Matthew T. Weber, Esq.

Sr. Court Attorney

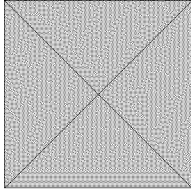
Niagara County Surrogate's Court

175 Hawley Street

Lockport, New York 14094

(716)280-6461

mtweber@nycourts.gov



From: Daly, Eric [<mailto:Daly.Eric@epa.gov>]
Sent: Tuesday, March 15, 2016 12:37 PM
To: Matthew Weber <mtweber@nycourts.gov>
Cc: jgould@bnriverkeeper.org
Subject: Re: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

Thanks so much. I think we may conduct the property boundary survey the week of April 18th. I will confirm the exact date in weeks to come.

Is there anything you require from me?

Regards,

Eric

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On Mar 15, 2016, at 12:30 PM, Matthew Weber <mtweber@nycourts.gov> wrote:

Eric:

Please see the attached, completed Consent for Access. Sorry for the short delay.

Matt Weber

From: Daly, Eric [<mailto:Daly.Eric@epa.gov>]
Sent: Wednesday, March 09, 2016 4:20 PM
To: Matthew Weber <mtweber@nycourts.gov>
Subject: RE: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

From: Matthew Weber [<mailto:mtweber@nycourts.gov>]
Sent: Wednesday, March 09, 2016 11:32 AM
To: Daly, Eric <Daly.Eric@epa.gov>
Subject: RE: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

Hi Eric:

Yes, that does appear to be JCW, Inc. property based on the GIS photo/map. I would be happy to speak with you regarding the removal assessment. I am generally available at the 716-628-0992 number.

Matt

From: Daly, Eric [<mailto:Daly.Eric@epa.gov>]
Sent: Wednesday, March 09, 2016 11:12 AM
To: Matthew Weber <mtweber@nycourts.gov>
Subject: USEPA Removal Site-Niagara Falls Boulevard/Weber Property
Importance: High

Good Morning Mr. Weber:

I am an On-Scene Coordinator for the USEPA and I am conducting a radiological removal assessment at the Niagara Falls Boulevard (NFB) Site located at 9524 & 9540 Niagara Falls Boulevard.

Niagara County officials have brought the Buffalo Niagara Riverkeeper acquisition proposal to my attention. From my understanding, the proposal is to acquire the Weber Property for a restoration project. Please see the email below for my recent correspondence with Riverkeeper representatives.

I would like to speak to you to give you a historical account of the Niagara Falls Boulevard Site I am working on and the radiological contamination at the property that most likely extends into your property boundaries. I have requested a property boundary survey to be conducted on the areas of interest in order to identify which property owners would be affected. Initially I was told it was only the bowling alley property owner. However, looking the map attached, if that outlined parcel is indeed Weber properties, then I do need to coordinate with you and bring you up to speed.

I look forward to speaking with you.

Thanks so much for your time.

Regards,

Eric

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From: Joseph Gould [<mailto:jgould@bnriverkeeper.org>]

Sent: Wednesday, March 09, 2016 11:01 AM

To: Daly, Eric <Daly.Eric@epa.gov>

Cc: Kerrie Gallo <kgallo@bnriverkeeper.org>; Jill Jedlicka <jedlicka@bnriverkeeper.org>; 'Nancy R. Smith' <nancyrs@wnylc.org>; Jajeane Rose <jajeane.rose@wnylc.org>

Subject: Re: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

Hello Eric,

Jill forwarded your message to me and asked me to respond. Thank you for following up on this.

Joseph C. Weber Inc is the entity that owns the property (SBL #146018000101000, 1460180001037002, 1460180001040000, 1460180001016000, and 1460180001016000) and his wife is the sole surviving officer. She is in her late 80's and her son, Matt Weber, is really the one who has been taking care of everything. Here is Matt's contact

information (E: mtweber@nycourts.gov C: (716) 628-0992). You should be aware that I have not spoken to him about the work you are doing so you might need to provide some context as to why your inquiring about property boundary information and the potential contamination from the bowling alley site. He is fully aware that Niagara County Brownfields Program is doing a phase 1 & 2 on the Weber Parcels and that it is funded through an EPA grant Niagara County received. However, I am not sure if he is aware of the project you described below and that you are working with the Town of Niagara. I mention this because I don't want him to get confused about the separate investigation projects and in your case clean up of hazardous waste on an adjacent parcel. That being said, I think its important to mention that the you plan to investigate the extent of the contamination (particularly in the wooded area along the property boundaries) and you could potential clean up any hazardous waste if it spilled over onto the adjacent parcel owned by Joseph C. Weber Inc.

Just so you know, I will also follow up again with the Town of Niagara and County to see if they have detailed survey information for the property that they can provide you.

Thank you for your help and please let me know if you need anything from me.

Best,

JG

Joseph J Gould

Natural Resource Planner II

Buffalo Niagara RIVERKEEPER

721 Main Street, Buffalo, NY 14203

716-852-7483, Ext. 27

<http://www.bnriverkeeper.org>

From: Daly, Eric <Daly.Eric@epa.gov>
Sent: Tuesday, March 8, 2016 4:16 PM
To: Jill Jedlicka; nancyrs@wnylc.org
Subject: USEPA Removal Site-Niagara Falls Boulevard/Weber Property

Good Afternoon:

I am an On-Scene Coordinator for the USEPA and I am conducting a radiological removal assessment at the Niagara Falls Boulevard (NFB) Site located at 9524 & 9540 Niagara Falls Boulevard.

Niagara County officials have brought your property acquisition proposal to my attention. I believe you submitted a proposal to acquire the Weber Property for your restoration project. I have requested property boundary surveys to be conducted on the areas of interest which most likely included the Weber properties.

I know Joseph Weber is listed as the property owner. Could you please provide Mr. Weber's contact information and/or the active representative you are dealing with in this proposal? I want to make sure the parcels in question are not contaminated. I will also need to communicate with the property owner in regard to our removal action.

Thanks so much for your time.

Regards,

Eric

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<EPA Release.pdf>

<Niagara Falls Boulevard Fact Sheet 05-13-16.pdf>

<160513_NFB_Boundaries.pdf>

<160505_NFB_StructuralEvaluation_a.pdf>